

AMENDED

Nº 26458

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office DEC 30 1971

Returned to applicant for correction FEB 25 1972

Corrected application filed APR 13 1972

Map filed APR 13 1972

The applicant M. L. Tate  
of Chilton Engineering 421 Court., County of Elko  
State of Nevada 89801, hereby make<sup>s</sup> application for permission to appropriate the public  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Lewis Springs #1  
Name of stream, lake or other source.

2. The amount of water applied for is 1.0 cfs second-foot  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet acre-feet

3. The water to be used for Irrigation & Domestic  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 240 acres

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: (Lot 1)  
NW $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 30, T. 37 N.,  
R. 61 E., MDM, at a point from which the NW corner of said Section  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
30 bears N 80° 15' W 1484 feet  
it should be stated.

6. Place of use. N $\frac{1}{2}$  NW $\frac{1}{4}$  (Lot 1, NE $\frac{1}{4}$  NW $\frac{1}{4}$ ), Section 30, T 37 N, R 61 E, MDM & W $\frac{1}{2}$  NE $\frac{1}{4}$ ,  
Describe by legal subdivision, if on unsurveyed land it should be so stated.  
N $\frac{1}{2}$  SE $\frac{1}{4}$ , Section 24, T 37 N, R 60 E, MDM

7. Use will begin about January 1 and end about December 31, of each year.  
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans  
and specifications of your diversion or storage works.) small diversion from ditch collecting  
spring runoff and ditches to Place of Use  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works. \$1,000.00  
10. Estimated time required to construct works. 3 years  
11. Estimated time required to complete the application to beneficial use. 5 years  
12. Remarks Please send copies of all notices and correspondence to Applicant's  
Address: P. O. Box 1359, Elko, Nevada 89801  
Water to be co-mingled with waters from Lewis Spring #2 & #3

Applicant M. L. Tate

By s/ Mark Chilton  
421 Court  
Elko, Nevada 89801

Compared ga/jw ga/jw

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before June 1, 1973  
Proof of commencement of work shall be filed before July 1, 1973  
Work must be prosecuted with reasonable diligence and be completed on or before June 1, 1974  
Proof of completion of work shall be filed before July 1, 1974  
Application of water to beneficial use shall be made on or before June 1, 1977  
Proof of the application of water to beneficial use shall be filed on or before July 1, 1977  
Map in support of proof of beneficial use shall be filed on or before July 1, 1977

Commencement of work filed JUL 1 1974  
Completion of work filed JUL 1 1974  
Proof of beneficial use filed OCT 10 1980  
Cultural map filed  
Certificate No. 10014 Issued JUN 22 1982  
Recorded Bk. Page  
County Recorder

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 1st day of December

A.D. 19 72

Roland D. Westergard  
State Engineer